

JOURNAL OF THE HOUSE.

Monday, March 3, 2014.

Met according to adjournment at eleven o'clock A.M., in an Informal Session, with Mr. Donato of Medford in the Chair (having been appointed by the Speaker, under authority conferred by Rule 5, to perform the duties of the Chair).

At the request of the Chair (Mr. Donato), the members, guests and employees joined with him in reciting the pledge of allegiance to the flag. Pledge of allegiance.

Resolutions.

Resolutions (filed with the Clerk by Representatives Garlick of Needham and Dooley of Norfolk) congratulating Andrew R. Weglinski on receiving the Eagle Award of the Boy Scouts of America, were referred, under Rule 85, to the committee on Rules. Andrew R. Weglinski.

Mr. Binienda of Worcester, for said committee, reported that the resolutions ought to be adopted. Under suspension of the rules, on motion of Mr. Kafka of Stoughton, the resolutions (reported by the committee on Bills in the Third Reading to be correctly drawn) were considered forthwith; and they were adopted.

Communication.

A communication from the Department of Public Health (see Section 2G (g)(h) of Chapter 111 of the General Laws) submitting the Prevention and Wellness Trust Fund 2013 legislative report detailing expenditures and strategy for administration and allocation of the fund including relevant evaluation criteria, was placed on file. Prevention and Wellness Trust Fund,—report.

Special Reports.

The final report of the special commission established (pursuant to Section 182 of Chapter 38 of the Acts of 2013) to make an investigation of the illegal tobacco distribution industry market in the Commonwealth and the resulting loss of tax revenue; and Illegal tobacco,—report.

The report of the special commission established (pursuant to Chapter 1 of the Resolves of 2013) relative to the feasibility of hosting the summer Olympics in 2024; Olympics,—feasibility report.

Severally were placed on file.

Petitions.

Mr. Naughton of Clinton presented a petition (subject to Joint Rule 12) of Harold P. Naughton, Jr., relative to the disclosure of visual images of a person without his or her consent; and the same was referred, under Rule 24, to the committee on Rules. Visual images,—disclosure.

Mr. Binienda of Worcester, for the committee on Rules and the committees on Rules of the two branches, acting concurrently, then reported recommending that Joint Rule 12 be suspended. Under suspension of the rules, on motion of Mr. Kafka of Stoughton, the report

Visual images,— disclosure.

was considered forthwith. Joint Rule 12 was suspended; and the petition (accompanied by bill) was referred to the committee on the Judiciary. Sent to the Senate for concurrence.

Somerville,— charter.

Representative Provost of Somerville and Senator Jehlen presented a joint petition (accompanied by bill, House, No. 3919) of Denise Provost, Patricia D. Jehlen and others (with the approval of the mayor and board of aldermen) relative to the charter of the city of Somerville; and the same was referred to the committee on Municipalities and Regional Government. Sent to the Senate for concurrence.

Howard S. Levine,— retirement.

Petitions severally were presented and referred as follows:

By Mr. Heroux of Attleboro, a petition (subject to Joint Rule 12) of Paul R. Heroux that the State Board of Retirement shall grant an increased accidental disability retirement allowance to Howard S. Levine.

Uniformed and overseas voters,— ballots.

By Mr. Murphy of Weymouth, a petition (subject to Joint Rule 12) of James M. Murphy and Jerald A. Parisella for legislation to authorize the Secretary of the Commonwealth to transmit ballots to uniformed and overseas voters.

Severally, under Rule 24, to the committee on Rules.

Papers from the Senate.

Water,— infrastructure.

A Bill improving drinking water and wastewater infrastructure (Senate, No. 2021) (on Senate bill No. 2016, amended), passed to be engrossed by the Senate, was read; and it was referred, under Rule 33, to the committee on Ways and Means.

Athol,— part-time call firefighters.

A Bill exempting part-time call firefighters in the town of Athol from the civil service law (Senate, No. 1930) (on a petition) [Local Approval Received], passed to be engrossed by the Senate, was read; and it was referred, under Rule 7A, to the committee on Steering, Policy and Scheduling.

Reports of Committees.

Capital facility repairs.

Mr. Binienda of Worcester, for the committee on Rules, reported (under the provisions of House Rules 7B and 7C) an Order relative to special procedures for consideration of the House Bill providing for capital facility repairs and improvements for the Commonwealth (House, No. 3920), ought to be adopted (for order, see House, No. 3921). The order was considered forthwith; and it was adopted.

Real property tax exemptions.

By Mr. Binienda of Worcester, for the committee on Rules and the committees on Rules of the two branches, acting concurrently, that Joint Rule 12 be suspended on the petition Umberto Dias relative to real property tax exemptions. Under suspension of the rules, on motion of Mr. Kafka of Stoughton, the report was considered forthwith. Joint Rule 12 was suspended; and the petition (accompanied by bill) was referred to the committee on Revenue. Sent to the Senate for concurrence.

By Mr. Dempsey of Haverhill, for the committee on Ways and Means, that the Bill providing for capital facility repairs and improvements for the Commonwealth (House, No. 3690), ought to pass with an amendment substituting a bill with the same title (House, No. 3920).

Capital facility repairs.

Referred, under Rule 7A, to the committee on Steering, Policy and Scheduling, with the amendment previously recommended by the committee on Bonding, Capital Expenditures and State Assets,— to amend the bill by substitution of a bill with the same title (House, No. 3835),— and the amendment recommended by the committee on Ways and Means, pending.

Under suspension of Rule 7A, on motion of Mr. Kafka of Stoughton, the bill was read a second time forthwith.

The amendment previously recommended by the committee on Bonding, Capital Expenditures and State Assets was rejected.

The amendment recommended by the committee on Ways and Means then was adopted; and the substituted bill (House, No. 3920) was ordered to a third reading.

By Ms. Atkins of Concord, for the committee on Tourism, Arts and Cultural Development, asking to be discharged from further consideration of the petition (accompanied by bill, House, No. 2995) of Peter V. Kocot relative to the Connecticut River rowing facility,— and recommending that the same be referred to the committee on Ways and Means. Under Rule 42, the report was considered forthwith; and it was accepted. Sent to the Senate for concurrence in the discharge of the committee.

Connecticut River rowing facility.

By Mr. Scibak of South Hadley, for the committee on Consumer Protection and Professional Licensure, on House, No. 40, a Bill modernizing licensing operations at the Division of Professional Licensure (House, No. 3918).

Division of Professional Licensure.

By Ms. Atkins of Concord, for the committee on Tourism, Arts and Cultural Development, on a petition, a Bill relative to the Massachusetts center for the book (House, No. 3292).

Center for the book,— establishment.

Severally read; and referred, under Rule 33, to the committee on Ways and Means.

By Mr. Scibak of South Hadley, for the committee on Consumer Protection and Professional Licensure, on a petition, a Bill relative to title protection (House, No. 175). Read; and referred, under Rule 7A, to the committee on Steering, Policy and Scheduling.

Title protection.

By Mr. Kafka of Stoughton, for the committee on Steering, Policy and Scheduling, that the following bills be scheduled for consideration by the House:

The Senate Bill promoting fairness in private construction contracts (Senate, No. 873); and

Construction contracts.

House bills

Relative to the retirement allowance of Derek Cook in the city of Springfield (House, No. 3304) [Local Approval Received];

Springfield,— Derek Cook.

Non-civil
service police.

Clarifying the term of appointment of non-civil service police officers (House, No. 3525);

Revere,—
pawnbrokers.

Relative to the issuance of secondhand dealers and pawnbrokers licenses in the city of Revere (House, No. 3684) [Local Approval Received]; and

Boston,—
Gale memorial
bridge.

Designating a certain bridge in the city of Boston as the PFC Alvin Richard Gale memorial bridge (House, No. 3774);

Severally placed in the Orders of the Day for the next sitting for a second reading.

Emergency Measures.

Margaret C.
Henderson,—
sick leave.

The engrossed Bill establishing a sick leave bank for Margaret C. Henderson, an employee of the Executive Office of Health and Human Services (see House, No. 45), having been certified by the Clerk to be rightly and truly prepared for final passage, was considered, the question being on adopting the emergency preamble.

A separate vote was taken, as required by the provisions of Article XLVIII (as amended by Article LXVII) of the Amendments to the Constitution; and the preamble was adopted, by a vote of 3 to 0. Sent to the Senate for concurrence.

Bill
enacted.

Subsequently, the Senate having concurred in adoption of the emergency preamble, the bill (which originated in the House) was passed to be enacted; and it was signed by the acting Speaker and sent to the Senate.

Housing
production.

The engrossed Bill relative to the terms of certain bonds to be issued by the Commonwealth (see House bill printed in House, No. 3880), having been certified by the Clerk to be rightly and truly prepared for final passage, was considered, the question being on adopting the emergency preamble.

A separate vote was taken, as required by the provisions of Article XLVIII (as amended by Article LXVII) of the Amendments to the Constitution; and the preamble was adopted, by a vote of 3 to 0. Sent to the Senate for concurrence.

Bill
enacted.

Subsequently, the Senate having concurred in adoption of the emergency preamble, the bill (which originated in the House) was passed to be enacted; and it was signed by the acting Speaker and sent to the Senate.

Engrossed Bill.

Bill
enacted.

The engrossed Bill authorizing the town of Arlington to establish a special account for the purchase, installation and maintenance of public works of art (see Senate, No. 1794) (which originated in the Senate), having been certified by the Clerk to be rightly and truly prepared for final passage, was passed to be enacted; and it was signed by the acting Speaker and sent to the Senate.

Orders of the Day.

Third
reading
bill.

The Senate Bill establishing a sick leave bank for Angela Furey, an employee of the Trial Court (Senate, No. 1998), reported by the committee on Bills in the Third Reading to be correctly drawn, was read a third time; and it was passed to be engrossed, in concurrence.

The House Bill establishing a parks and fields capital enhancements special revenue fund in the city of Marlborough (House, No. 3862) (its title having been changed by the committee on Bills in the Third Reading), reported by said committee to be correctly drawn, was read a third time; and it was passed to be engrossed. Sent to the Senate for concurrence.

Third
reading
bill.

Order.

On motion of Mr. DeLeo of Winthrop,—

Ordered, That when the House adjourns today, it adjourn to meet on Wednesday next at eleven o'clock A.M.

Next
sitting.

At twenty-seven minutes after eleven o'clock A.M., on motion of Mr. Frost of Auburn (Mr. Donato of Medford being in the Chair), the House adjourned, to meet the following Wednesday at eleven o'clock A.M.